

Ordinance By Council members  
Michael S. Bond and Sherry Dorsey  
AS SUBSTITUTE ORDINANCE By

01-O-1655

**FINANCE/EXECUTIVE COMMITTEE**

**AN ORDINANCE AUTHORIZING THE CITY OF ATLANTA, GEORGIA, TO MAKE OVERTIME PAYMENTS TO PERSONS WORKING IN SUPPORT OF THE HEIGHTENED SECURITY REQUIREMENTS FOR PUBLIC FACILITIES IN THE CITY OF ATLANTA; AND FOR OTHER PURPOSES**

WHEREAS, The catastrophic events of September 11, 2001 have caused policing agencies to revise and significantly enhance the security measures in place to protect the citizens and public facilities of our nation; and

WHEREAS, The increased security required has necessitated the marshalling of resources and the redeployment of police personnel to provide security at public facilities and public events; and

WHEREAS, The increased security has necessitated the reassignment of additional police personnel to provide staffing at Hartsfield International Airport; and

WHEREAS, To adequately compensate these sworn police officers who have had to make additional sacrifices by giving more time and energy to the City of Atlanta so as the City could meet its obligations to the citizens of Atlanta and the visiting public, it is necessary to authorize these additional hours worked as overtime; and

WHEREAS, In order to pay these additional hours worked as overtime, special authorization is required which shall apply to all sworn personnel utilized in security maneuvers in the City of Atlanta.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS, that Section 114-133 of the Code of Ordinances, City of Atlanta, Georgia be and the same is amended to provide for the following:

**SECTION 1:** That sworn police personnel who are working to provide security activities in the City of Atlanta, who work hours in excess of forty (40) hours in any work week shall be paid overtime at a rate of one and one half (1 ½) times their regular rate of pay for all hours worked in excess of forty hours in the same work week.

**SECTION 2:** That the normal rules followed by the City in compensating these sworn personnel in accordance with the Fair Labor Standard Act are hereby suspended during the heightened security effort in the City of Atlanta.

**SECTION 3:** That the use of compensatory time in lieu of cash overtime will be suspended during this crisis in order to ensure sworn police personnel are available to work the maximum number of hours necessary to meet the security needs of the City of Atlanta.

**SECTION 4:** That the funding for these overtime payments shall come from the Airport revenue accounts for those positions at the Airport and be reflected as an operating expense of Hartsfield International Airport; and, that the funding for the overtime payments for those positions in the General Fund shall come from the General Fund.

**SECTION 5:** That all ordinances and parts of ordinances in conflict herewith be and the same are hereby waived.

AN ORDINANCE

01-O-1655

BY COUNCILMEMBERS MICHAEL BOND AND  
SHERRY DORSEY

AS SUBSTITUTED BY FINANCE/EXECUTIVE COMMITTEE

AN ORDINANCE AUTHORIZING OVERTIME PAY IN LIEU OF COMPENSATORY TIME TO ALL SWORN POLICE OFFICERS AT THE RANK OF SARGENT AND BELOW FOR TIME WORKED BETWEEN 160 AND 171 HOURS PER PAY PERIOD (BEGINNING WITH PAY PERIOD \_\_\_\_\_) DUE TO THE NEED FOR HEIGHTENED SECURITY BROUGHT ABOUT BY ACTS OF DOMESTIC TERRORISM AND FOR OTHER PURPOSES.

WHEREAS, a need for heightened security brought about by recent acts of domestic terrorism, has caused the deployment of all City of Atlanta police officers on a mandatory twelve (12) hour shift basis; and

WHEREAS, the applicable ordinance(s) and policy of the City of Atlanta require "non-exempt" city employees to take compensatory time for time worked between 160 and 171 hours per pay period; and

WHEREAS, it is unlikely that police officers who have worked overtime will be able to take compensatory time at any time in the foreseeable future; and

WHEREAS, it is the desire of the City of Atlanta that said officers receive overtime pay for these hours worked in lieu of compensatory time.

**THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY ORDAINS  
AS FOLLOWS:**

**Section 1:** Overtime pay in lieu of compensatory time is hereby authorized for all sworn police officers at the rank of sargent and below for time worked between 160 and 171 hours per pay period (beginning with pay period \_\_\_\_\_) due to the need for heightened security brought about by acts of domestic terrorism. The overtime pay authorized herein shall be payable at the "straight" time rate.

**Section 2:** All ordinances and parts of ordinances in conflict herewith are hereby waived solely for the purpose set forth herein in this ordinance.